

**MINUTES OF  
GREEN COUNTY BOARD OF ADJUSTMENT  
Wednesday, August 29, 2018**

**1. CALL TO ORDER AND ROLL CALL**

The Board of Adjustment met in the County Board Room of the Green County Courthouse in Monroe on Wednesday, August 29, 2018. At 7:00 p.m., the meeting was called to order by Chairman Fahey. Roll call was taken and present were Ted Fahey, Larry Eakins, Wayne Dieckhoff, Kenneth Clark, Ted Belanus and Cal Wasserstrass. Mr. Wasserstrass abstained from the meeting and was there as an observer. Also present was Adam Wiegel, Zoning Administrator, Sara Patterson, Zoning Technician, Angela MacLennan, Green County Corporation Counsel, Attorney Jack Bruce, Representing the Green County Board of Adjustment, Attorney Peter Kind, Representing the Weber's, Scheider's and Ladwig's and Attorney Daniel O'Callaghan, representing Bytec, Inc.

**2. CLOSED SESSION**

Statement of purpose for closed meeting given by Chairman that the purpose being conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved pursuant to Wis. Stats 19.85 (1)(g). Purpose of rendering advise in connection with the litigation commenced by Weber et al v. Green County Board of Adjustment, Green County Circuit Court Case 17 CV 185. Motion by Dieckhoff, second by Clark to go into closed session. Roll call on the motion was as follows: Belanus, aye; Clark, aye; Dieckhoff; aye, Eakins; aye and Fahey, aye. Motion carried. Motion by Eakins, second by Dieckhoff to reconvene to open session. Motion carried.

**3. CONDUCT HEARING**

A. At 7:37 p.m., Fahey called the WEBER public hearing to order, concerning appeals to the Board by James R. Weber outlined in letters to the Board by his attorney dated January 23, 2017 and August 7, 2017. The subject matter of the hearing was limited to whether the appeals were timely filed with the Board and whether the Board has the authority to hear the appeals and is required to do so. Roll call of the parties of interest was taken and present were Thomas Daly, Town of Adams; Jim and Sue Investments LLC, James and Pamela Scheider, Adjoining Landowners; Steve Burn, owner of Bytec Management Inc.; Dan O'Callaghan, Attorney for Bytec, Peter Kind, Attorney for Mr. Weber; Jack Bruce, Attorney for the Board of Adjustment and Jim Weber. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2018/WEBER (digital recording) and application number 2018-405 for a copy of the written decision and the written transcript prepared by Brown and Jones Reporting, Inc. After hearing all testimony and evidence presented at the public hearing, Dieckhoff made a motion that was seconded by Clark to approve the decision as written and provided by Attorney Bruce. Roll call on the motion was as follows: Belanus, aye; Clark, aye; Dieckhoff, aye; Eakins, aye; and Fahey, aye. The motion carried.

B. At 9:43 Fahey called the SCHEIDER/LADWIG public hearing to order, regarding the appeals of James A. Scheider, Pamela J. Scheider, Richard R. Ladwig and Martha J. Ladwig dated August 18, 2017. The only issue that was addressed at the hearing was whether the Board has authority to hear the appeal and is required to do so. Roll call of the parties of interest was taken and present were Thomas Daly, Town of Adams; Jim and Sue Investments LLC, James and Pamela Scheider, Adjoining Landowners; Steve Burn, owner of Bytec Management Inc.; Dan O'Callaghan, Attorney for Bytec, Peter Kind, attorney for Mr. Weber and Jack Bruce, Attorney for the Board of Adjustment. All other parties of interest were absent. For testimony and evidence presented at the public hearing, refer to shared/Public Hearings 2018/SCHEIDER/LADWIG (digital recording) and application number 2018-404 for a copy of the written decision and the written transcript prepared by Brown and Jones Reporting, Inc. After hearing all testimony and evidence presented at the public hearing, Clark made a motion that was seconded by Belanus to approve the decision as written and provided by Attorney Bruce. Roll call on the motion was as follows: Belanus aye; Clark, aye; Dieckhoff, aye; Eakins, aye; and Fahey, aye. The motion carried.

4. ADJOURNMENT

Motion by Eakins, second by Dieckhoff to adjourn. The motion carried by unanimous voice vote.

Larry Eakins  
Secretary

Sara Patterson  
Acting Secretary